

# EXHIBIT A

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**From:** John Johnson  
**Sent:** Thursday, February 11, 2021 4:55 PM  
**To:** Ray Mort  
**Cc:** aprice@dinovoprice.com; cgoodpastor@dinovoprice.com; gdonahue@dinovoprice.com; Jeffrey Mok; David Hoffman; Michael Autuoro  
**Subject:** RE: WSOU Investments LLC v. TP-Link Technology Co., Ltd., Case Nos. 6:20-cv-01012-ADA to 6:20-cv-01022-ADA: Objections to Document Subpoena [Hague Motion/Case Scheduling Issues]

Ray, I haven't heard from you in response to my email (as well as my previous emails on the same subject) - are you going to provide the requested information? Also, are you free to meet/confer tomorrow morning?

**John T. Johnson :: Fish & Richardson P.C. :: 212 641 2202**

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**From:** John Johnson  
**Sent:** Wednesday, February 03, 2021 11:17 AM  
**To:** Ray Mort <raymort@austinlaw.com>  
**Cc:** aprice@dinovoprice.com; cgoodpastor@dinovoprice.com; gdonahue@dinovoprice.com; Jeffrey Mok <jmok@fr.com>; David Hoffman <Hoffman@fr.com>; Michael Autuoro <Autuoro@fr.com>  
**Subject:** RE: WSOU Investments LLC v. TP-Link Technology Co., Ltd., Case Nos. 6:20-cv-01012-ADA to 6:20-cv-01022-ADA: Objections to Document Subpoena [Hague Motion/Case Scheduling Issues]

Ray,

I got your this and your other email. I'm not available today, but how about we discuss tomorrow morning? 11:00am Austin time? Let me know. Can you send the draft stipulation that you mentioned below before we talk? While I don't think there are any fact issues at dispute in connection with the Hague Motion, I'm happy to consider the stipulation and see if we can work through this. Also, if you can identify the fact disputes that you see with the Hague Motion, that would help too for our call.

Thanks. -John

**John T. Johnson :: Fish & Richardson P.C. :: 212 641 2202**

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**From:** Ray Mort <[raymort@austinlaw.com](mailto:raymort@austinlaw.com)>  
**Sent:** Tuesday, February 02, 2021 9:55 PM  
**To:** John Johnson <[jjohnson@fr.com](mailto:jjohnson@fr.com)>  
**Cc:** [aprice@dinovoprice.com](mailto:aprice@dinovoprice.com); [cgoodpastor@dinovoprice.com](mailto:cgoodpastor@dinovoprice.com); [gdonahue@dinovoprice.com](mailto:gdonahue@dinovoprice.com); Jeffrey Mok <[jmok@fr.com](mailto:jmok@fr.com)>; David Hoffman <[Hoffman@fr.com](mailto:Hoffman@fr.com)>; Michael Autuoro <[Autuoro@fr.com](mailto:Autuoro@fr.com)>  
**Subject:** Re: WSOU Investments LLC v. TP-Link Technology Co., Ltd., Case Nos. 6:20-cv-01012-ADA to 6:20-cv-01022-ADA: Objections to Document Subpoena [Hague Motion/Case Scheduling Issues]

John,

Let's us know when the Foley guys and TP link US are available for a deposition in the next 7 days so we can conduct the depositions in time for a response to your motion.

Also, we request a 14 day extension to file our response.

Thanks,

Ray

On Feb 1, 2021, at 7:42 PM, John Johnson <[jjohnson@fr.com](mailto:jjohnson@fr.com)> wrote:

Ray, what do you mean by “attorneys involvement”? And also, “close out the issue of whether due process was met?” The motion raised legal issues and does not implicate any fact disputes. -John

**John T. Johnson :: Fish & Richardson P.C. :: 212 641 2202**

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**From:** Ray Mort <[raymort@austinlaw.com](mailto:raymort@austinlaw.com)>

**Sent:** Monday, February 01, 2021 7:40 PM

**To:** John Johnson <[jjohnson@fr.com](mailto:jjohnson@fr.com)>

**Cc:** [aprice@dinovoprice.com](mailto:aprice@dinovoprice.com); [cgoodpastor@dinovoprice.com](mailto:cgoodpastor@dinovoprice.com); [gdonahue@dinovoprice.com](mailto:gdonahue@dinovoprice.com); Jeffrey Mok <[jmok@fr.com](mailto:jmok@fr.com)>; David Hoffman <[Hoffman@fr.com](mailto:Hoffman@fr.com)>; Michael Autuoro <[Autuoro@fr.com](mailto:Autuoro@fr.com)>

**Subject:** Re: WSOU Investments LLC v. TP-Link Technology Co., Ltd., Case Nos. 6:20-cv-01012-ADA to 6:20-cv-01022-ADA: Objections to Document Subpoena [Hague Motion/Case Scheduling Issues]

No.

We need a stipulation regarding the attorneys involvement first. Or we need to do additional discovery to close out the issue of whether due process was met with service on the attorneys or the US sub.

On Feb 1, 2021, at 5:51 PM, John Johnson <[jjohnson@fr.com](mailto:jjohnson@fr.com)> wrote:

Ray, can we confirm that you can get your opposition to our motion by February 11? - John

**John T. Johnson :: Fish & Richardson P.C. :: 212 641 2202**

---

**From:** John Johnson

**Sent:** Friday, January 29, 2021 6:19 PM

**To:** Ray Mort <[raymort@austinlaw.com](mailto:raymort@austinlaw.com)>

**Cc:** [aprice@dinovoprice.com](mailto:aprice@dinovoprice.com); [cgoodpastor@dinovoprice.com](mailto:cgoodpastor@dinovoprice.com); [gdonahue@dinovoprice.com](mailto:gdonahue@dinovoprice.com); Jeffrey Mok <[jmok@fr.com](mailto:jmok@fr.com)>; David Hoffman <[Hoffman@fr.com](mailto:Hoffman@fr.com)>; Michael Autuoro <[Autuoro@fr.com](mailto:Autuoro@fr.com)>

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Let's discuss this, as I'm not sure I'm understanding. Our motion is based on the premise that the Hague Convention is mandatory (and that substitute service was not available), so not sure how we can stipulate that we got “served” via substitute “service.” We can certainly stipulate that Plaintiff did what it did (e.g., sent an email) we did something (e.g., received an email with some papers), but we can't stipulate that

those facts satisfied the law on service of process. That's the whole point of our motion, we are saying that what Plaintiff did is not legally valid.

-John

**John T. Johnson** :: Fish & Richardson P.C. :: 212 641 2202

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**From:** Ray Mort <[raymort@austinlaw.com](mailto:raymort@austinlaw.com)>  
**Sent:** Friday, January 29, 2021 5:16 PM  
**To:** John Johnson <[jjohnson@fr.com](mailto:jjohnson@fr.com)>  
**Cc:** [aprice@dinovoprice.com](mailto:aprice@dinovoprice.com); [cgoodpastor@dinovoprice.com](mailto:cgoodpastor@dinovoprice.com); [gdonahue@dinovoprice.com](mailto:gdonahue@dinovoprice.com); Jeffrey Mok <[jmok@fr.com](mailto:jmok@fr.com)>; David Hoffman <[Hoffman@fr.com](mailto:Hoffman@fr.com)>; Michael Autuoro <[Autuoro@fr.com](mailto:Autuoro@fr.com)>  
**Subject:** RE: WSOU Investments LLC v. TP-Link Technology Co., Ltd., Case Nos. 6:20-cv-01012-ADA to 6:20-cv-01022-ADA: Objections to Document Subpoena [Hague Motion/Case Scheduling Issues]

Understood.

We may also seek a stipulation regarding the service as well. We will draft it up and send it to you early next week. If your client doesn't want to stipulate that it was served via the substitute service, then we may need to do a short depo. We understand the defendant's position that the substitute service should not have been authorized. We just want to make sure there is no dispute that they were served according to the Court's order.

- Ray

<image001.jpg>	<p>RAYMOND W. MORT, III</p> <p><u>THE MORT LAW FIRM, PLLC</u></p> <p>100 CONGRESS AVE • SUITE 2000</p> <p>AUSTIN • TEXAS • 78701</p>
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**From:** John Johnson <[jjohnson@fr.com](mailto:jjohnson@fr.com)>  
**Sent:** Friday, January 29, 2021 4:09 PM  
**To:** Ray Mort <[raymort@austinlaw.com](mailto:raymort@austinlaw.com)>  
**Cc:** [aprice@dinovoprice.com](mailto:aprice@dinovoprice.com); [cgoodpastor@dinovoprice.com](mailto:cgoodpastor@dinovoprice.com); [gdonahue@dinovoprice.com](mailto:gdonahue@dinovoprice.com); Jeffrey Mok <[jmok@fr.com](mailto:jmok@fr.com)>; David Hoffman <[Hoffman@fr.com](mailto:Hoffman@fr.com)>; Michael Autuoro <[Autuoro@fr.com](mailto:Autuoro@fr.com)>  
**Subject:** RE: WSOU Investments LLC v. TP-Link Technology Co., Ltd., Case Nos. 6:20-cv-

01012-ADA to 6:20-cv-01022-ADA: Objections to Document Subpoena [Hague Motion/Case Scheduling Issues]

Ok, let us know - I had proposed a week out in view of the comment that Plaintiff didn't serve the jurisdictional discovery to delay our motion, and it seems like a reasonable time frame given that our motion does not involved contested fact issues, and also, because you've been through this Hague stuff a number of times before. But if you need the full two weeks from the time we served our discovery responses, that's fine too. Glad we could figure out the jurisdictional stuff, and it would be good if we can confirm the briefing schedule as well.

-John

**John T. Johnson** :: Fish & Richardson P.C. :: 212 641 2202

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**From:** Ray Mort <[raymort@austinlaw.com](mailto:raymort@austinlaw.com)>  
**Sent:** Friday, January 29, 2021 4:42 PM  
**To:** John Johnson <[jjohnson@fr.com](mailto:jjohnson@fr.com)>  
**Cc:** [aprice@dinovoprice.com](mailto:aprice@dinovoprice.com); [cgoodpastor@dinovoprice.com](mailto:cgoodpastor@dinovoprice.com); [gdonahue@dinovoprice.com](mailto:gdonahue@dinovoprice.com); Jeffrey Mok <[jmok@fr.com](mailto:jmok@fr.com)>; David Hoffman <[Hoffman@fr.com](mailto:Hoffman@fr.com)>; Michael Autuoro <[Autuoro@fr.com](mailto:Autuoro@fr.com)>  
**Subject:** RE: WSOU Investments LLC v. TP-Link Technology Co., Ltd., Case Nos. 6:20-cv-01012-ADA to 6:20-cv-01022-ADA: Objections to Document Subpoena [Hague Motion/Case Scheduling Issues]

John,

Doubtful we will have our response done by next Friday. We are reviewing as discussed.

Agreed with the remaining positions.

- Ray

<image001.jpg>

RAYMOND W. MORT, III

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**From:** John Johnson <[jjohnson@fr.com](mailto:jjohnson@fr.com)>  
**Sent:** Friday, January 29, 2021 2:05 PM  
**To:** Ray Mort <[raymort@austinlaw.com](mailto:raymort@austinlaw.com)>  
**Cc:** [aprice@dinovoprice.com](mailto:aprice@dinovoprice.com); [cgoodpastor@dinovoprice.com](mailto:cgoodpastor@dinovoprice.com); [gdonahue@dinovoprice.com](mailto:gdonahue@dinovoprice.com); Jeffrey Mok <[jmok@fr.com](mailto:jmok@fr.com)>; David Hoffman <[Hoffman@fr.com](mailto:Hoffman@fr.com)>; Michael Autuoro <[Autuoro@fr.com](mailto:Autuoro@fr.com)>  
**Subject:** RE: WSOU Investments LLC v. TP-Link Technology Co., Ltd., Case Nos. 6:20-cv-01012-ADA to 6:20-cv-01022-ADA: Objections to Document Subpoena [Hague Motion/Case Scheduling Issues]

[-Steve Smerek]

Ray,

On the Hague Motion briefing, please let us know if one week out works for opposing our motion. That would bring the opposition brief to February 5. Let me know if that works.

As for the case schedule, we understand that Plaintiff opposes any modification to the Court's standard schedule. (We had proposed on our call consideration of a deferred schedule to allow our motion to be briefed and considered first, before contentions). Also, you confirmed that Plaintiff does not agree with any stay of the schedule while the Hague motion, and will oppose any motion on it.

Thanks. -John

**John T. Johnson ::** Fish & Richardson P.C. :: 212 641 2202

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**From:** John Johnson  
**Sent:** Friday, January 29, 2021 2:54 PM  
**To:** [ssmerek@foley.com](mailto:ssmerek@foley.com); Ray Mort <[raymort@austinlaw.com](mailto:raymort@austinlaw.com)>  
**Cc:** [aprice@dinovoprice.com](mailto:aprice@dinovoprice.com); [cgoodpastor@dinovoprice.com](mailto:cgoodpastor@dinovoprice.com); [gdonahue@dinovoprice.com](mailto:gdonahue@dinovoprice.com); Jeffrey Mok <[jmok@fr.com](mailto:jmok@fr.com)>; David Hoffman <[Hoffman@fr.com](mailto:Hoffman@fr.com)>; Michael Autuoro <[Autuoro@fr.com](mailto:Autuoro@fr.com)>  
**Subject:** RE: WSOU Investments LLC v. TP-Link Technology Co., Ltd., Case Nos. 6:20-cv-01012-ADA to 6:20-cv-01022-ADA: Objections to Document Subpoena

Ray and I spoke today about jurisdictional discovery and it looks like we can short circuit this. TP-Link China does not contest that it got the complaints shortly after Plaintiff filed, as explained in its interrogatory responses (attached).

Ray, I will reach out separately about Hague Motion briefing that we discussed.

Thanks. -John

**John T. Johnson ::** Fish & Richardson P.C. :: 212 641 2202

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**From:** [ssmerek@foley.com](mailto:ssmerek@foley.com) <[ssmerek@foley.com](mailto:ssmerek@foley.com)>  
**Sent:** Tuesday, January 26, 2021 9:34 PM  
**To:** John Johnson <[jjohnson@fr.com](mailto:jjohnson@fr.com)>; Ray Mort <[raymort@austinlaw.com](mailto:raymort@austinlaw.com)>;

[aprice@dinovoprice.com](mailto:aprice@dinovoprice.com); [cgoodpastor@dinovoprice.com](mailto:cgoodpastor@dinovoprice.com); [gdonahue@dinovoprice.com](mailto:gdonahue@dinovoprice.com)

Cc: Jeffrey Mok <[jmok@fr.com](mailto:jmok@fr.com)>; David Hoffman <[Hoffman@fr.com](mailto:Hoffman@fr.com)>

**Subject:** RE: WSOU Investments LLC v. TP-Link Technology Co., Ltd., Case Nos. 6:20-cv-01012-ADA to 6:20-cv-01022-ADA: Objections to Document Subpoena

Thank you. Please keep me posted.

Regards,

**Stephen R. Smerek**

Foley & Lardner LLP

555 South Flower Street / Suite 3300

Los Angeles, CA 90071-2418

Direct: (213) 972-4508

Mobile: (213) 304-2748

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<image002.jpg>

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**From:** John Johnson <[jjohnson@fr.com](mailto:jjohnson@fr.com)>

**Sent:** Tuesday, January 26, 2021 12:10 PM

**To:** Ray Mort <[raymort@austinlaw.com](mailto:raymort@austinlaw.com)>; Smerek, Stephen R. <[ssmerek@foley.com](mailto:ssmerek@foley.com)>;

[aprice@dinovoprice.com](mailto:aprice@dinovoprice.com); [cgoodpastor@dinovoprice.com](mailto:cgoodpastor@dinovoprice.com); [gdonahue@dinovoprice.com](mailto:gdonahue@dinovoprice.com)

Cc: Jeffrey Mok <[jmok@fr.com](mailto:jmok@fr.com)>; David Hoffman <[Hoffman@fr.com](mailto:Hoffman@fr.com)>

**Subject:** RE: WSOU Investments LLC v. TP-Link Technology Co., Ltd., Case Nos. 6:20-cv-01012-ADA to 6:20-cv-01022-ADA: Objections to Document Subpoena

**\*\* EXTERNAL EMAIL MESSAGE \*\***

All – Ray and I are planning to chat soon to see if we can short circuit all of this.

**John T. Johnson ::** Fish & Richardson P.C. :: 212 641 2202

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**From:** Ray Mort <[raymort@austinlaw.com](mailto:raymort@austinlaw.com)>

**Sent:** Friday, January 22, 2021 7:32 PM

**To:** [ssmerek@foley.com](mailto:ssmerek@foley.com)

**Cc:** [aprice@dinovoprice.com](mailto:aprice@dinovoprice.com); [cgoodpastor@dinovoprice.com](mailto:cgoodpastor@dinovoprice.com);

[gdonahue@dinovoprice.com](mailto:gdonahue@dinovoprice.com); Jeffrey Mok <[jmok@fr.com](mailto:jmok@fr.com)>; John Johnson

<[jjohnson@fr.com](mailto:jjohnson@fr.com)>; David Hoffman <[Hoffman@fr.com](mailto:Hoffman@fr.com)>

**Subject:** Re: WSOU Investments LLC v. TP-Link Technology Co., Ltd., Case Nos. 6:20-cv-01012-ADA to 6:20-cv-01022-ADA: Objections to Document Subpoena

[This email originated outside of F&R.]

Stephen,

Please let us know if you are available to meet and confer in these issues before we file a motion to compel.

Thanks,

Ray

On Jan 22, 2021, at 6:19 PM, [ssmerek@foley.com](mailto:ssmerek@foley.com) wrote:

TO: All counsel of record in the above-referenced actions –

Attached please find Foley & Lardner LLP's Objections to Document Subpoena to Foley & Lardner LLP.

Regards,

**Stephen R. Smerek**  
Foley & Lardner LLP  
555 South Flower Street / Suite 3300  
Los Angeles, CA 90071-2418  
Direct: (213) 972-4508  
Mobile: (213) 304-2748

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<image001.jpg>

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<Objections to Subpoena.pdf>

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